

roads; or for the donation of the public land, shall only become a law by a vote of two thirds of each branch of Congress.

2. The power to regulate commerce shall not be construed to confer any power over the Slave Trade between the States.

3. The power to exercise exclusive legislation in the District of Columbia, shall not be so construed as to give Congress the power to abolish it in the same.

4. The right of the people peaceably to assemble to petition the Government for a redress of grievances, shall not be so construed as to permit Congress to receive, refer, discuss or report on any petition having for its object the abolition of slavery in the States or Territories of the Union.

5. No amendment shall ever be made to the constitution on the subject of slavery, except by the unanimous consent of all the States.

6. The Government of the United States shall have the power to acquire Territory by conquest or purchase, but Territory so acquired, shall belong to all the States and not to the Government in its corporate or aggregate capacity.

7. No State formed out of Territory acquired by the United States, except it pass through the condition of a Territorial Government for at least three years previous to its application for admission, has a census of its population taken by the authority of the Congress, one year previous to application, shall be admitted.

Mr. Fields, by leave, introduced the following resolution:

Resolved, That the unfinished business on the Speaker's table, for each preceeding day, shall first be disposed of, after the orders of the day are taken up, before it shall be in order to consider any new business.

Laid on the table one day for consideration.

On motion of Mr. Crump, the House adjourned until 9 o'clock to-morrow morning.

AUSTIN, November 29, 1850.

House met pursuant to adjournment—roll called—quorum present.

Absentees—Messrs. Bee, Fields, Franklin, Gillet, Jowers, Lewis, Shepard, Smith of Red River, Wigfall, and Winfield.

Journal of yesterday read and adopted.

Mr. Crump, chairman of the committee on the Public Debt, to whom was referred the bill to be entitled an act, allowing to the widow of William G. Cooke the balance of pay due him for services, reported the same back to the House without amendments and recommended its passage.

Report and bill laid on the table to come up among the orders of the day.

Mr. Burney, chairman of the committee on Private Land Claims, to whom was referred the petition of John Gillespie, reported a bill for his relief, and recommended its passage.

Report and bill laid on the table to come up among the orders of the day.

Mr. Patrick introduced a bill to be entitled an act to require the County Court of Brazos County to admit to record the non-occupative will of John H. Jones, deceased; read first time.

On motion of Mr. Burney, the House proceeded to take up the business on the Speaker's table and to the orders of the day.

ORDERS OF THE DAY.

On motion of Mr. Dickson, the Speaker appointed a committee, consisting of Messrs. Dickson, Owen and Polk, to act in conjunction with a committee of the Senate on the resolution authorizing our delegation in Congress to receive from the United States the bonds for the sale of northern and western territory and deposit them in the Treasury of the United States.

Mr. Polk introduced the following resolution:

Whereas, the records, papers, &c., in the Clerk's Office of the House of Representatives are in a scattered, confused condition, liable to be injured and destroyed; therefore,

Resolved, That the Chief Clerk of the House of Representatives be allowed, at his usual per diem pay, a time not to exceed one month, for the purpose of assorting, arranging and labelling all the books, records, papers, &c., in his office; and that when the services herein contemplated are performed to the satisfaction of the Treasurer of the State, he shall pay the said Clerk according to the terms of this resolution, out of any money in the treasury not otherwise appropriated.

Mr. Cochran proposed the following amendment; strike out after the word "Clerk" in second line from bottom; and insert "out of the contingent fund of the House." Carried.

Resolution read and adopted.

A bill to be entitled an act for the relief of William P. Wyche, and the legal Representatives of Peter A. Duell, from the Senate;

read second time and referred to the committee on Private Land Claims.

Senate's bill to be entitled an act for the relief of William C. Anderson; read second time and referred to the committee on Private Land Claims.

A bill to be entitled an act to provide for the safe and profitable investment of the school fund; read second time.

Mr. Owen proposed the following amendment:

"Be it further enacted, That the amount of the bonds of the United States used and appropriated under the provisions of this act, together with the interest to accrue thereon, shall be reimbursed from the receipts into the Treasury of the State arising from direct taxation."

Mr. Fields in the chair.

A message was received from the Senate, through their Secretary, Mr. Raymond, informing the House that the Senate had passed a bill to be entitled an act making an appropriation of ten thousand dollars, or as much thereof as may be necessary, for the payment of the mileage and per diem pay of the members of the second extra session of the third Legislature; also, a bill to be entitled an act for the relief of Reuben R. Brown; a bill to be entitled an act to authorize the settlers in Peter's Colony to intervene in suit or suits in reference to any matter connected with said Colony contracts where they have an interest; a bill to be entitled an act to amend the first section of an act to incorporate the Galveston and Brazos Navigation Company originating in the House; and the following bills originating in the Senate: a bill to be entitled an act to authorize the County Court of Houston County to levy a special tax for county purposes; a bill to be entitled an act to incorporate the town of Dallas in Dallas county; a bill to be entitled an act to repeal an act to reserve one of the Public buildings in Austin for the Supreme Court; a bill to be entitled an act for the relief of certain persons therein named; a bill to be entitled an act to repeal the third section of the act to amend the second and seventh sections of an act entitled an act to organize the Supreme Court of the State of Texas, approved Nov. 1850.

Mr. Runnels proposed the following as a substitute for Mr. Owen's amendment, now under consideration:

"And provided, that said amount of thirty-six thousand dollars when so disbursed shall stand a charge against the State in favor of the creditors of the late Republic of Texas."

Mr. Franklin proposed a substitute for the original bill.

Mr. Owen withdrew his amendment.

The question was then taken upon the adoption of the amendment of Mr. Runnels and rejected.

Mr. Scott proposed the following amendment: insert at the end of fourth section "provided that nothing in this act shall be so construed as to permit the use of said School Fund until the Comptroller shall have been officially informed of the issuance of the bonds of the United States Government, and that they have been placed to the credit of the State, in the place designated by law." Rejected.

Mr. Dickson moved the previous question, upon which the yeas and nays were called and stood as follows:

Yeas—Messrs. Bryan, Burney, Charlton, Clements, Crump, Dickson, Gillet, Hardeman of Nacogdoches, Hendricks, Holland, Hunt, Lloyd, Patrick, Polk, Reynolds, Runnels, Scott, Selman, Smith of Red River, Speights, Tarrant, Taylor of Cass, Williams and Wren—24.

Nays—Messrs. Bogart, Cochran, Fields, Franklin, Johnson, Jowers, McKinney, Owen, Russel, Shaw, Shea, Smith of Shelby, Stapp, Sterne, Stewart, Taylor of Harrison and Wigfall—17.

So the motion was carried, and the previous question ordered.

The main question being upon the engrossment of the bill, was then put, upon which the yeas and nays were called and stood as follows:

Yeas—Messrs. Speaker, Bogart, Bryan, Cochran, Crump, Fields, Gillet, Hardeman of Nacogdoches, Hendricks, Hunt, Lott, McKinney, Reynolds, Russell, Shaw, Shea, Smith of Red River, Smith of Shelby, Sterne, Stewart, Tarrant and Williams—22.

Nays—Messrs. Burney, Charlton, Clements, Dickson, Franklin, Holland, Johnson, Jowers, Lloyd, Owen, Patrick, Polk, Runnels, Scott, Selman, Speights, Stapp, Taylor of Cass, Taylor of Harrison, Wigfall and Wren—21.

So the bill was ordered to be engrossed.

On motion of Mr. Dickson, the House adjourned until three o'clock, p. m.

3 O'CLOCK, P. M.

House met—roll called—quorum present.

On motion of Mr. McKinney, the vote engrossing the bill for the safe and profitable investment of the School Fund, was reconsidered.

Mr. Stapp moved to strike out the fourth section. Carried.

The question then being upon the engrossment of the bill, the yeas and nays were called and stood as follows:

Yeas—Messrs. Speaker, Bogart, Bryan, Clements, Cochran,

Crump, Lott, McKinney, Owen, Russell, Selman, Shaw, Shea, Smith of Shelby, Stapp, Sterne, Stewart, Tarrant and Williams—19.

Nays—Messrs. Burney, Charlton, Dickson, Franklin, Hardeman of Nacogdoches, Hendricks, Holland, Hunt, Johnson, Jowers, Lloyd, Patrick, Polk, Runnels, Speights, Taylor of Cass and Taylor of Harrison—17.

So the bill was ordered to be engrossed.

On motion, Messrs. Hardeman of Travis, Smith of Red River and Lewis were excused from attendance on the House.

A bill to be entitled an act to provide for the final adjustment of the Public Debt of the late Republic of Texas, being the special order, was taken up.

Mr. Stapp moved to strike out in first section. fourth line after the word "published" all to the word "to" in the sixth line.

A call of the House was ordered, and the Sergeant-at-Arms despatched for absent members.

On motion, the call was suspended.

Mr. Dickson moved to strike out the first section.

Mr. Jowers moved to postpone the further consideration of the bill until Monday next, upon which the yeas and nays were called and stood as follows:

Yeas—Messrs. Burney, Charlton, Clements, Cochran, Crump, Franklin, Gillet, Jowers, Lott, McKinney, Reynolds, Shaw, Shea, Tarrant, Taylor of Harrison and Williams—16.

Nays—Messrs. Speaker, Bogart, Dickson, Fields, Hardeman of Nacogdoches, Hendricks, Holland, Hunt, Johnson, Lloyd, Owen, Patrick, Polk, Runnels, Russell, Selman, Stapp, Sterne, Stewart and Taylor of Cass—21.

So the motion was lost.

Mr. Dickson moved to postpone the further consideration of the bill until the first March next.

On motion, a call of the House was had, and the Serjeant-at-Arms dispatched for absent members.

On motion, a further call was suspended.

Mr. McKinney moved the House adjourn until nine o'clock to-morrow morning, upon which the yeas and nays were called and stood as follows:

Yeas—Messrs. Clements, Crump, Franklin, Gillet, Holland, Lott, McKinney, Shea, Tarrant, Taylor of Harrison, Wigfall and Williams—12.

Nays—Messrs. Speaker, Bogart, Bryan, Burney, Charlton, Cochran, Dickson, Fields, Hardeman of Nacogdoches, Hendricks, Hunt, Johnson, Jowers, Lloyd, Owen, Patrick, Polk, Reynolds,

Runnels, Russell, Selman, Shaw, Stapp, Sterne, Stewart, Taylor of Cass and Wren—29.

So the motion was lost.

Mr. Jowers, chairman of the committee on Engrossed Bills, made the following report, which was accepted :

COMMITTEE ROOM, November 29, 1850.

To Hon. C. G. KEENAN,

Speaker of the House of Representatives :

The committee on Engrossed Bills, have examined a bill for the safe and profitable investment of the School Fund, and find the same correctly engrossed.

The committee on Enrolled Bills, Mr. Burney chairman on the part of the House, made following report, which was accepted:

COMMITTEE ROOM, November 29, 1850.

Hon. C. G. KEENAN,

Speaker of the House of Representatives :

The joint committee on Enrolled Bills, have examined a bill amendatory of an act to create the county of Freestone ; also, an act appropriating ten thousand dollars, or so much thereof as may be necessary, for the payment of the mileage and per diem pay of the members of the second extra session of the third Legislature ; also, an act for the relief of Reuben R. Brown, and find the same correctly enrolled, and having been signed by the Speaker of the House of Representatives and President of the Senate, were this day transmitted to his Excellency the Governor of the State, for his approval.

Mr. Crump moved the House adjourn until nine o'clock to-morrow morning ; upon which the yeas and nays were called and stood as follows :

Yeas—Messrs. Clements, Crump, Holland, Lott, McKinney, Shea, Tarrant, Taylor of Harrison, Wigfall and Williams—10.

Nays—Messrs. Speaker, Bogart, Bryan, Burney, Charlton, Cochran, Dickson, Fields, Gillet, Hardeman of Nacogdoches, Hendricks, Hunt, Johnson, Jowers, Lloyd, Owen, Patrick, Polk, Reynolds, Russell, Selman, Shaw, Stapp, Sterne, Stewart, Taylor of Cass and Wren—27.

So the motion was lost.

Mr. Franklin moved to adjourn until ten o'clock to-morrow morning, upon which the yeas and nays were called, and stood as follows :

Yeas—Messrs. Clements, Crump, Fields, Franklin, Gillet, Holland, Lott, McKinney, Reynolds, Russell, Shea, Tarrant, Taylor of Harrison, Wigfall and Williams—15.

Nays—Messrs. Speaker, Bogart, Bryan, Burney, Charlton,

Cochran, Dickson, Hardeman of Nacogdoches, Hendricks, Hunt, Johnson, Jowers, Lloyd, Owen, Patrick, Polk, Runnels, Selman, Shaw, Stapp, Sterne, Stewart, Taylor of Cass and Wren—24.

So the motion was lost.

On motion of Mr. Fields, the bill was laid on the table until to-morrow morning.

Mr. Dickson moved to take up the resolution providing for the adjournment of the two Houses *sine die*, on Monday next; withdrawn.

Mr. Bogart moved to adjourn until nine o'clock to-morrow morning; lost.

Mr. Sterne moved to re-consider the vote just taken, postponing the consideration of the bill to be entitled an act to provide for the final adjustment of the Public Debt of the late Republic of Texas, upon which the yeas and nays were called and stood as follows:

Yeas—Messrs. Speaker, Bryan, Charlton, Cochran, Hardeman of Nacogdoches, Hendricks, Holland, Hunt, Johnson, Lloyd, Owen, Patrick, Runnels, Russell, Stapp, Sterne, Stewart, Taylor of Cass, Wigfall and Wren—20.

Nays—Messrs. Bogart, Burney, Clements, Crump, Dickson, Fields, Franklin, Gillet, Jowers, Lott, McKinney, Polk, Reynolds, Selman, Shaw, Shea, Tarrant, Taylor of Harrison and Williams—19.

So the motion carried, and vote reconsidered.

Mr. Fields moved that the House adjourn until half past nine o'clock to-morrow morning, upon which the yeas and nays were called and stood as follows:

Yeas—Messrs. Speaker, Clements, Crump, Fields, Franklin, Gillet, Hendricks, Holland, Jowers, Lott, McKinney, Owen, Reynolds, Russell, Shea, Stewart, Tarrant, Taylor of Harrison, Wigfall and Williams—20.

Nays—Messrs. Bogart, Bryan, Burney, Charlton, Cochran, Dickson, Hardeman of Nacogdoches, Hunt, Johnson, Lloyd, Patrick, Polk, Runnels, Selman, Shaw, Stapp, Sterne, Taylor of Cass and Wren—19.

So the House adjourned.